PLYMOUTH BOARD OF SELECTMEN

TUESDAY, SEPTEMBER 26, 2017

ALBA THOMPSON ROOM, TOWN HALL, 11 LINCOLN STREET, PLYMOUTH, MA – 7:07 PM

7:07PM - CALL TO ORDER

Ken Tavares, Chairman of the Board, called the meeting to order at 7:09 p.m. and led the Pledge of Allegiance.

Present: Kenneth A. Tavares, Chairman
Anthony F. Provenzano Jr, Vice Chairman
John Mahoney
Shelagh Joyce
Betty Cavacco

Melissa Arrighi, Town Manager

7:10PM – PUBLIC COMMENT

Kevin Lynch came up and started off by saying he appreciated Anthony Provenzano Jr for always having his eyes glued to him and wanting to hear what he has to say. Mr. Lynch then said he wants them to know that he's been in politics for many years, and you folks are bearing the brunt of the citizenry wailing on town government. He said he's getting tired of seeing you folks get beat up. If Town Meeting Members say that they are co-equal with Selectmen then they need to step forward and take responsibility. Mr. Lynch then said he would like to state publicly that the only requirement for Town Meeting Members is to meet twice a year. He added that he still doesn't know the Town Meeting Members in his own precinct. These people need to step forward and take the load off of you, the Board of Selectmen, and start informing the citizens of Plymouth. He went on to say this Board meets weekly, and Town Meeting Members should at least meet monthly. He finished by saying he appreciates the Boards service to the community.

7:14PM – TOWN MANAGER'S REPORT

<u>Assistant Town Manager:</u>
Melissa Arrighi, Town Manager, began her report by talking about Marlene McCollem accepting the position of Assistant Town Manager. She said she will begin working with us next week and is very excited. She told the Board that Ms. McCollem served as Chief Housing Planner for the Metropolitan Planning Counsel, she was the Director of Planning, Environment and Permitting for Carver, and also worked for the Falmouth Planning Department. Ms. Arrighi went on to say Marlene holds a Master's Degree in Public Administration, and some of her first tasks will be assisting with the move to 26 Court Street, building the FY19 Budget, and daily operations. Ms. Arrighi said that we have 9 different union groups and their contracts expire in June of 2018 so Ms. McCollem will also be working closely with negotiations.

Flu Shots
The Town Manager also wanted to remind the Board that the Department of Public Health was getting ready for their annual Flu Shot season. They're working with our Human Resources Department to secure dispensing site for this year.

26 Court Street
Ms. Arrighi then talked about the New Town Hall at 26 Court Street saying that it will be open to the public as of October 31, 2017. She went on to say the building is beautiful and there are a new set of rules regarding food, liquids and personal items. She said the Board may hear some push-back but this important with such a new building. She also wanted to remind the Board that there will not be any vending machines in the New Town Hall.

Homesteaders of New England
Melissa Arrighi wanted to mention that she had received phone calls this week saying what a great job the Facebook Group "Homesteaders of New England" had done collecting donations for hurricane victims. The Facebook Group is run by our own Chris Badot and she said they were proud of his efforts.

Tidmarsh
Ms. Arrighi then mentioned that Selectman Joyce had some questions about the Conservation Restriction between the Town of Plymouth and the Audubon Society. She asked for clarification on the Town's responsibility for the parking area. Ms. Arrighi then said that she provided backup in the Selectmen's Packet and on Page 7, Section B, Item 12 it does state that the Audubon Society reserves the right to permit a paved visitor parking lot. She then said that she made changes by removing "maintain and Maintenance" because the Town will not be maintaining that lot, and added that paved should be paved apron with the lot itself being gravel. Ms. Arrighi finished by saying once these changes have been made she will provide the Board with a new page seven.

Healthcare Costs
Melissa Arrighi said healthcare costs are an issue in every community. We look at the budgets and talk about insurance every year. It's also a concern for the unions as it is part of their benefits and we have worked successfully with the unions in the past. She said the unions have acknowledged that this is an issue and are committed to negotiations. Ms. Arrighi then said that this is usually negotiated privately but that it became public through a Retirement Board Meeting so said that she also wanted to publicly touch base.

7:25PM – ARTICLE 14 – Conservation Land

Betsy Hall, Chairman of the Open Space Committee, came up and gave a brief synopsis on how the Open Space Committee acquires property. She said residents can recommend, the Planning Board can recommend, and Conservation can also recommend property. If there is interest, then we bring it to the Advisory and Finance Committee and the Board of Selectmen. Ms. Hall then said that this particular lot of land was presented by David Gould and that once we have taken it to the Conservation Commission we will re-present it to the Board of Selectmen on October 10th.

Kevin Lynch came up and asked who owned the property to the right behind the old Full Sail Restaurant, to which Betsy Hall replied that she has been trying to find that out but the records go way back. Mr. Lynch then said that didn't answer his question, but suggested putting this land up for sale and get it on the tax roll. He then said when he asks a question he

should get a clear answer. He finished by saying we need to know who owns that property so we can vote on it at Town Meeting.

Randy Parker came up next saying that back in the 1990's he sat on the Manomet Village Steering Committee and at that time dealt with this and made recommendations, regarding the launching of boats in that area, to the Board of Selectmen. Then September 11, 2001 happened and the boat ramps in and around the Power Plant were closed. Mr. Parker said even though it's been many years since this has been discussed he still thinks it should be conveyed to the Conservation Commission.

Robert Ward came up saying he abuts this property and that he has fished off that property for 30 years or better. He said he thought it was owned by Mantaglia and was designated for sea mossing and commercial fishermen to have access to the beach. He said that after last summer's fiasco with the boat ramp this is important property for fishermen. It's been used by quite a few people and I would hate to see restrictions put on this parcel. Mr. Ward finished by saying there's no other value to this land other than what it has been used for.

Paula Barrett said she was 63 and grew up on Priscilla Beach and for as long as she can remember people have been launching boats there. Ms. Barrett added that it's been used by locals for over 60 years and has never been abused, and she would hate to see this tradition disappear for good.

Mike Kelly came up next and said he's been launching boats there for over 40 years and would hate to see it change as it is a part of the community. He finished by saying he paints the White Horse Rock every year and we need that access.

Julia Thomas came up next and said she has lived there for 18 years adding that this is our coastline and should be preserved. She said that people are respectful for the most part but there are people who are not. She can see a danger issue in the rocky area with the jet skis, saying they are the ones that are disrespectful. She finished by saying locals should be able to use it for fishing and gathering sea moss.

Betsy Hall came back up and said that this is a parcel that the town already owns. She encouraged people to go to the next Conservation Commission Meeting where this parcel will be discussed.

Selectman Mahoney asked if a Conservation Restriction would limit anything that these residents want to do on this property, to which Betsy Hall replied that would be up to the Conservation Commission, and added that there doesn't have to be a Conservation Restriction on Conservation Land.

Chairman Tavares asked that once it goes to the Conservation Commission do we have a say to the rights of this property, to which Betsy Hall said once it goes into Chapter 97 it's very difficult to change, but it's not impossible.

Melissa Arrighi said that if you would like to insure the continued activities of concern then she would recommend that the care and custody stay with the town.

Selectman Provenzano said that a Conservation Restriction does not have to be cookie cutter and can be customized to maintain certain uses for the property.

Selectman Cavacco said that she would be apprehensive to put a Conservation Restriction on this property. She said that she and her family have been there for years and would hate to see anything change and agrees with the Town Manager.

Selectman Mahoney asked if this was going before the Conservation Commission next week, to which Betsy Hall said she made the request but hadn't heard back.

Selectman Mahoney then said that David Gould, Director of Marine and Environmental Affairs, has been working on the White Horse Beach Management Plan and all of these questions need to be answered. He then asked how the process was going with Mr. Gould, to which Melissa Arrighi said that she would send him an update for the title search.

Selectman Mahoney then said that in respect to comments made by Mr. Parker and Mr. Ward, our ocean access is very slim. No amount of money would be worth selling that land because a fence could be put up and block access to everyone. He said he has no problem keeping the care and custody under the town's control.

Chairman Tavares said there have been strong arguments made on both sides of this issue. He said he's seen over the years once you do something it's difficult to undo it. There is very little public beach access so I think we should keep this property open.

Selectman Joyce said that she went down to look at this parcel over the weekend and if it's sold it will be land-locked. She said we need to hold on to this property. When I think of Conservation Land I don't picture a truck being parked on it, but I also don't think it's right to have a truck parked there all day.

Selectman Cavacco said that's exactly the way it's been forever. She said her question was, is it in the best interest to go to the Conservation Commission, she finished by saying we should keep it under the control of the Board of Selectmen.

On a motion by Betty Cavacco and seconded by Anthony Provenzano Jr, the Board voted to keep land off Priscilla Beach also known as Parcel 044-006-030B-000 under the Care and Custody of the Town of Plymouth. *Voted 5/0*

8:00PM - LICENSES AND ADMINISTRATIVE NOTES

LICENSES

On a motion by Anthony Provenzano Jr and seconded by Shelagh Joyce, the Board approved a One Day Wine and Malt License for **J James Auctioneers and Appraisers** for an Arts and Antique Auction being held on October 14, 2017 from 1:00pm to 5:00pm at Memorial Hall. *Voted 5/0*

On a motion by Anthony Provenzano Jr and seconded by Shelagh Joyce, the Board approved a One Day Wine and Malt License for **Bramhall's Country Store** for two Acoustic Dinners being held on October 6, 2017 from 6:00pm to 10:00pm and on October 28, 2017 from 6:00pm to 9:00pm at the Country Store. *Voted 5/0*

On a motion by Anthony Provenzano Jr and seconded by Shelagh Joyce, the Board approved a One Day All Alcohol License for **Dana Slamin**, 781 Saxon Court, Charlottesville, Virginia for a Wedding being held on October 20, 2017 from 3:00pm to 9:30pm at Memorial Hall. *Voted 5/0*

On a motion by Anthony Provenzano Jr and seconded by John Mahoney, the Board approved a New Common Victualler License for **Ocean Chef**, 91 D4 Carver Road. *Voted 5/0*

ADMINISTRATIVE NOTES

On a motion by John Mahoney and seconded by Shelagh Joyce, the Board voted to confirm their commitment to a 99 Year Agreement for the Dog Park in West Plymouth with the understanding that the Town is ultimately responsible for the maintenance and care, and every effort will be made by the "Friends of the Plymouth Dog Park" to financially maintain and support the Park. *Voted 5/0*

> *Selectman Joyce asked what the status was with the grant request, to which Melissa Arrighi said that Stantec was waiting on the 99 Year Commitment. She also said that she received a call from a local attorney that would like to be a significant donor. Selectman Cavacco said 99 years is a long time so what happens if we don't get the grant, to which Ms. Arrighi said then the agreement will be null and void.*

On a motion by Anthony Provenzano Jr and seconded by Betty Cavacco, the Board voted to support the Town Manager's decision to retain the property located on Carver Street that is an egress from the Middle Street Parking Lot. *Voted 5/0*

> *Melissa Arrighi said that property downtown is critical to hold on to for parking lot access. This strip of land could be valuable at some point and we need options open. Anthony Provenzano Jr agreed and said we should hold on to that lot, Selectmen Mahoney said he likens this to the discussion about the beach property adding that you never know what the future holds.*

On a motion by Betty Cavacco and seconded by Anthony Provenzano Jr, the Board appointed Michael Carr to the Distinguished Visitor Committee for a term beginning immediately and terminating on June 30, 2020. *Voted 5/0*

On a motion by Anthony Provenzano Jr and seconded by Betty Cavacco, the Board appointed Sharyn Waters to the 1749 Court House for a term beginning immediately and terminating on June 30, 2018. *Voted 5/0*

On a motion by Betty Cavacco and seconded by John Mahoney, the Board appointed Richard T. Johnson to the Plymouth Historical District for a term beginning immediately and terminating on June 30, 2020. *Voted 5/0*

On a motion by Anthony Provenzano Jr and seconded by Shelagh Joyce, the Board appointed Daniel Casieri to the Plymouth Historic District for a term beginning immediately and terminating on June 30, 2020. *Voted 5/0*

The Board voted to draft and execute a letter to the Community Preservation Committee reminding them of naming rights on any public property must follow established procedures through the Memorials Advisory Committee. *Voted 0/5*

> *The Board felt that the communication was there and that the CPC is up to date on the process and think this letter is unnecessary.*

On a motion by Anthony Provenzano Jr and seconded by Shelagh Joyce, the Board approved the Memorial Request made by Joseph A. Marshall III as recommended by the Memorial Advisory Committee. *Voted 5/0*

On a motion by Anthony Provenzano Jr and seconded by Betty Cavacco, the Board approved an amendment to the 1954 Town of Plymouth Traffic Rules and Orders, with the addition of the following description into Parking, Article V, Section 19, prohibited on certain Streets:

- Lewis Street – Easterly side of Lewis Street from #4 Lewis Street towards the intersection of Mount Pleasant Street for a distance of approximately 170 feet.

On a motion by Anthony Provenzano Jr and seconded by Betty Cavacco, the Board approved an amendment to the 1954 Town of Plymouth Traffic Rules and Orders, to install stop signs at the following locations:

- Washington Street: Eastbound at Pleasant Street
- Franklin Street: Eastbound at Pleasant Street
- Jefferson Street: Eastbound at Pleasant Street

On a motion by John Mahoney and seconded by Shelagh Joyce, the Board approved and executed two Interim Loans and Financing Agreements for the Sewer Force Main Emergency Repairs and Replacements. *Voted 5/0*

8:23PM - COMMITTEE LIAISON / DESIGNEE UPDATES

Betty Cavacco said she attended the Harbor Committee Meeting. She wanted to make the Board aware that they discussed the Harbor Plan and that she felt they put a lot of effort into the details of the current plan.

8:24PM - OLD BUSINESS / LETTERS / NEW BUSINESS

Betty Cavacco said that she is also a member of Homesteaders of New England and that Facebook group did a great job. She also thanked Sullivan Brothers for donating a box truck to the Youth Foundation. She said the truck, loaded with supplies, was in Florida within 26 hours and thanked everyone involved.

Chairman Tavares echoed Selectman Cavacco's comments saying these are difficult times. He said his daughter-in-law just came back from Florida and said it's a mess.

Chairman Tavares also reminded everyone that the Ribbon Cutting Ceremony and Community Walk will be held on November 12, 2017 and the flags will be carried from 11 Lincoln Street to the New Town Hall on 26 Court Street.

Selectman Joyce brought up the Tidmarsh presentation saying that a 40 page document was provided to them 10 hours before their meeting, so she suggested making changes to page 7 regarding the paved parking area.

8:28PM - ADJOURNMENT

On a motion by Anthony Provenzano and seconded by Shelagh Joyce, the Board voted to adjourn the Open Session at 8:28pm. *Voted 5/0*
By Roll Call: Tavares-Yes, Provenzano-Yes, Mahoney-Yes, Joyce-Yes, Cavacco-Yes

Recorded by: Christopher Badot
Administrative Assistant, Board of Selectmen